IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.
SUMMONS FOR JUDGMENT NO.24 OF 2005
IN
SUMMARY SUIT NO.2334 OF 1999
IN
COMPANY PETITION NO.296 OF 1998

Indian Airlines Ltd. ...Plaintiff.

V/s.

The Official Liquidator,
High Court Bombay,
East West Travel & Trade Link Ltd.
(in Liquidation) ...Defendant.

Shudeep Dasgupta a/w S.C.Shah i/b Chhaya Shah, adv. for the Plaintiff.
Dy. O.L. U.S.Patole present for the Defendants.

CORAM: S.U.KAMDAR,J.
DATE : 11th October, 2005.
P.C.:

1. Present suit is filed for goods sold and delivered by the Plaintiff to the Defendants being East West Travel & Trade Links Ltd. Claim in the present suit is for Rs.41,58,366.30. There is a winding Petition filed. Liquidator has been appointed as provisional liquidator. Liquidator had filed his Affidavit in Reply on behalf of the Defendants . In that affidavit, it is stated that Defendant is an unsecured creditor. In that view of the matter, there is no defence in the matter. Decree as prayed. However, Plaintiff is directted to file his claim before the liquidator as an unsecured creditor and liquidator will consider the same as an unsecured

creditor’s claim.

2. Suit as well as the Summons for Judgment are disposed of accordingly.

(S.U.KAMDAR,J.)